

425-C South Sharon Amity Road
Charlotte, NC 28211-2841
Phone: (704) 365-4881
Fax: (704) 365-4851

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Fax

To:	USPTO Examiner D. K. Ware	From:	Claire Wygand for Cathy Moore Phone: (704) 365-4881 Fax: (704) 365-4851
Fax:	(571) 273-8300	Pages:	17 pages total Facsimile cover sheet (1 page) Change of Address (1 page) Fee Sheet (1 page) 1-month Extension of Time (1 page) Credit card form (1 page) Amendment (12 pages)
Phone:		Date:	August 1, 2005
Re:	Application No. 10/057,107 Filed January 25, 2002 Our Ref.: 01/018 NUT	CC:	

Attached are the documents as indicated above.

Respectfully submitted,

Claire Wygand
Claire Wygand

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0691-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 120.00

Complete If Known

Application Number	10/057,107
Filing Date	January 25, 2002
First Named Inventor	RACZEK
Examiner Name	D. K. Ware
Art Unit	1651
Attorney Docket No.	01/018 NUT

METHOD OF PAYMENT (check all that apply)☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit Account:Deposit Account Number
50-2193Deposit Account Name
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The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) or any underpayment of fee(s)
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity		Small Entity		Fee Description
Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)	
1202	16	2202	8	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	260	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	16	2205	8	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)				

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,620	1812	2,620	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of BIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	120.00
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1603	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1808	180	1808	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 120.00

SUBMITTED BY

Name (Print/Type)	Cathy R. Moore	Registration No. (Attorney/Agent)	45,764	Telephone	704 365-4851
Signature	<i>Cathy Moore</i>	Date	August 1, 2005		

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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AUG 01 2005

Attorney Docket No. 01/018 NUT
Customer No. 38263

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Raczek

Group Art Unit: 1651

Application No.: 10/057,107

Examiner: D. K. Ware

Filed: January 25, 2002

Confirmation No.: 2752

For: SORBIC ACID PRODUCT COMPRISING
PROBIOTICS AS ADDITION TO FEEDSTUFFS
IN AGRICULTURAL LIVESTOCK REARING

AMENDMENT AFTER FINAL

Commissioner for Patents
Alexandria, VA 22313-1450

Charlotte, North Carolina
August 1, 2005

Dear Sir:

In response to the final Office Action dated April 21, 2005, kindly consider the following amendments and remarks. Also enclosed are: a) one-month extension of time; b) credit card form; and c) change of address.

Amendments to the Claims are reflected in the listing of claims which begins on Page 2 of this paper.

Remarks begin on Page 5 of this paper.